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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/276,807	03/26/1999	HIDEHIKO KAMEYAMA	DP-462US	2650

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EXAMINER
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HAROLD, JEFFEREY F

ART UNIT	PAPER NUMBER
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2644

DATE MAILED: 05/25/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

09/276,807

**Applicant(s)**

KAMEYAMA, HIDEHIKO

**Examiner**

Jefferey F. Harold

**Art Unit**

2644

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 08 March 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-8 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-5, 7 and 8 is/are rejected.
- 7) ☒ Claim(s) 6 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Response to Arguments*

1. Applicant's arguments, see pages 5 and 6, filed November 9, 2005, with respect to the rejection(s) of claim(s) 1-5, 7 and 8 under 102(e) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Beatty (United States Patent 5,675,630).

### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. **Claims 1-5, 7 and 8** are rejected under 35 U.S.C. 102(e) as being anticipated by Beatty (United States Patent 5,675,630).

Regarding **claim 1**, Beatty discloses a method for associating phone books with cellular NAMs. In addition, Beatty discloses a portable terminal device comprising: a storage section (20) for storing therein NAMs, which reads on claimed "name of municipalities" and corresponding toll number (phone book) thereto;

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a keypad, which reads on claimed "means for retrieving", for retrieving the NAMs from the storage section while being taken the toll number inputted from a key on the keypad, which reads on claimed "input means to be a retrieval key";

a display screen, which reads on claimed "means for displaying", for displaying the NAMs which is retrieved, as disclosed at column 6, line 23 through column 7, line 41 and exhibited in figures 1-5.

Regarding **claim 2**, Beatty discloses everything claimed as applied above (see claim 1), in addition, Beatty discloses a keypad, which reads on claimed "means for retrieving", the number that are within the phone book, which reads on claimed "toll numbers" from the storage section (20) while the Nam is inputted from the keypad; and a display screen for displaying the toll number which is retrieved, as disclosed at column 6, line 23 through column 7, line 41 and exhibited in figures 1-5.

Regarding **claim 3**, Beatty discloses entering either selecting a NAM or phone book entry, which reads on claimed "state discrimination means" for discriminating whether an information inputted from the keypad is a toll number or a NAM;

a storage section (20) for storing data of NAMs and corresponding toll number;

a keypad for when the toll number is inputted from the input means, for retrieving corresponding NAM to the toll number for the storage section, while when the NAM is inputted from the keypad, the microprocessor retrieves corresponding phone book entry to the NAM for the storage section; and a display screen for displaying data which is retrieved, as disclosed at column 6, line 23 through column 7, line 41 and exhibited in figures 1-5.

Regarding **claim 4**, Beatty discloses everything claimed as applied above (see claim 3), in addition, Beatty discloses wherein it is selected whether he or she inputs a toll number or a NAM via the keypad by the fact that he or she sets the keypad to NAM mode or not (i.e. phone book entry mode), and the state discrimination means discriminates whether an information inputted from the keypad is a toll number or a NAM, while detecting the mode, as disclosed at column 6, line 23 through column 7, line 41; column 8, line 10 through column 10, line 28 and exhibited in figures 1-5.

Regarding **claim 5**, Beatty discloses everything claimed as applied above (see claim 3), in addition, Beatty discloses wherein a predetermined retrieval key is pressed down on the keypad, the retrieval means starts retrieval of said storage section with an input information as a retrieval key, while until the retrieval key is pressed down, there is a implemented input and editing of numerals as disclosed at column 6, line 23 through column 7, line 41; column 8, line 10 through column 10, line 28 and exhibited in figures 1-5.

Regarding **claims 7 and 8**, Beatty discloses everything claimed, in addition claims 7 and 8 are interpreted and thus rejected for the reasons set forth above in the rejection of claims 1-5.

***Allowable Subject Matter***

3. **Claim 6** is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

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**Conclusion**

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jefferey F. Harold whose telephone number is 571-272-7519. The examiner can normally be reached on Monday - Friday 9 am - 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sinh H. Tran can be reached on 571-272-7564. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Jefferey F Harold  
Examiner  
Art Unit 2644



JFH  
May 19, 2005